



S/N 09/663,483

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Abraham R. Matthews et al.

Examiner: Benajamin Bruckhart

Serial No.: 09/663,483

Group Art Unit: 2155

Filed: September 13, 2000

Docket: 1384.006US1

Title: SWITCH MANAGEMENT SYSTEM AND METHOD

PETITION TO REVIVE ABANDONED APPLICATION

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant respectfully requests the revival of the above-identified patent application under 37 CFR §1.137(b) as being unintentionally abandoned for failure to file a brief or other response further to the Notice of Appeal mailed December 3, 2004, on or before the due date of February 3, 2005.

Abandonment of this application was unintentional, and the entire delay in filing the present application from due date for the reply until the filing of this Petition was unintentional. Counsel was not able to file a responsive communication on the applicant's behalf within the period for response, as the applicant was unavailable to provide instruction and the status of the client's corporation could not be determined. Applicant has since resumed operation, and applicant's intent to continue prosecution has been made clear.

Accompanying this Petition is a Petition for Five-Month Extension of Time and the required fee. Applicant claims large entity status.

03/14/2006 CNGUYEN 00000068 190743 09663483

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PETITION TO REVIVE ABANDONED APPLICATION

Serial Number: 09/661,637

Filing Date: September 13, 2000

Title: SYSTEM AND METHOD FOR DELIVERING SECURITY SERVICES

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Dkt: 1384.001US1

The Commissioner is authorized to charge the Petition Fee of \$1,500.00 (large entity) due under 37 CFR §1.17(m), and any other fees which may be due, to Deposit Account No. 19-0743.

Respectfully submitted,

ABRAHAM R. MATTHEWS ET AL.

By their Representatives,

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Date March 8, 2006

By Thomas J. Brennan

Thomas F Brennan

Reg. No. 35,075

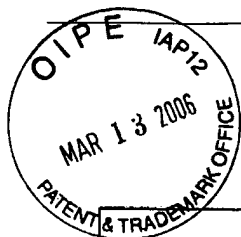
CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 8th day of March, 2006.

THOMAS F. BRENNAN

Name

Thomas J. Brennan

Signature



COPY

Notice of Abandonment

Application No.

09/663,483

Examiner

Benjamin R. Bruckart

Applicant(s)

MATTHEWS ET AL.

Art Unit

2155

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 03 June 2004.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☒ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☒ A reply was received on 12-6-05 but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

A final rejection was given 6-3-04. An afterfinal was submitted 10-8-04. An advisory was issued 11-12-04. A notice of appeal was filed 12-6-04 and no subsequent responses have been received since then. Applicants are given 2 months from the filing of a notice of appeal with the proper extensions which have not been received. The case has gone abandoned because there was no proper response submitted after the notice of appeal.


SALEH NAJJAR
SUPERVISORY PATENT EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.